

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

COMPANY APPLICATION (L) NO.176 OF 2001  
IN  
COMPANY PETITION NO.965 OF 2000

OFFICIAL LIQUIDATOR'S REPORT DATED 13TH AUGUST, 2005

In the matter of  
Companies Act I of 1956

And

In the matter of M/s.  
Unitrol Engineering  
Ltd. (In Liqn.)

M/s.Nitin Castings Ltd. ..Petitioner.

Mr.N.Salvi i/b.S.K.Srivastav & Co. for S.Malaney  
for the Petitioner.

Mr.S.C. Gupta, Official Liquidator present.

**CORAM: A.M. KHANWILKAR, J.  
DATED: 18TH AUGUST, 2005**

**P.C. :**

1. Perused the report of the Official Liquidator dated 13.8.2005. Mr.Malaney appears on instructions of Director of Respondents. He states on instructions that there are no secured creditors of the company. That statement is accepted. He further states that the company is in the process of resolving all disputes pending in respect of the subject matter in the Company Petition as well as of other creditors.

2. In the circumstances, it is requested that report be deferred for a period of two months. Even if the Respondents Company succeeds in settling the matter with the Petitioner, that will not be sufficient to permit the Petitioner to withdraw the Petition. In that case, the Petitioner will have to advertise and publish the proposed withdrawal.

3. If the Petitioner so desires, he may proceed to advertise proposed withdrawa within two weeks and file affidavit in that regard, failing which Company Petition No.965 of 2000 be placed for hearing as per its turn in the weekly list after five weeks.